

REMARKSBrief History of Recent
Prosecution of This Application

In an Amendment dated September 27, 2002, a revision of the independent claims was made wherein, for example, one of the 10 elements of Claim 1 was mistakenly revised as follows:

“a horizontal scanning circuit for sampling the digital video data in the [sequenced] initial sequencing order”.

Although this mistake was made in the claim there was no argument in the Remarks of that Amendment that such a change contributed to the patentability of the invention. Specifically, in the Remarks portion it was merely pointed out that

“Each of the independent claims recited, inter alia, a circuit for changing an initial sequencing order of the digital video data input through an input terminal into a different sequencing order, and for outputting the digital video data in the different sequencing order; as well as a selective circuit for selecting at least one of the signal transfer switches to output analog signals in the same order as the different sequencing order of the digital video data”.

Again, no mention was made in those Remarks regarding the mistaken revision of the “horizontal scanning circuit” clause of the claims.

In any event, the claims of that September 27, 2002, Amendment were again rejected in an Office Action dated February 10, 2003. In response to that Office Action Applicants filed an amendment dated May 12, 2003, wherein the claims were revised and wherein one of those revisions corrected the previously mistaken Amendment of the “horizontal scanning circuit” clause to present that clause in much the same language as existed prior to the mistaken revision thereof. Accordingly, that clause of Claim 1 now

requires that the horizontal scanning circuit controls a "sampling of the digital video data in the different sequencing order". Again, in the Remarks portion of that Amendment dated May 12, 2003, there was no mention that the specific wording related to the "horizontal scanning circuit" constituted a patentable distinction over the prior art. Instead, the Remarks of that May 12, 2003 Amendment provided a detailed characterization of the invention, at Pages 17-19 thereof, and that discussion of the invention relies on the overall combination of all of the many elements of the independent claims, but does not rely for patentability on the corrected wording of the "horizontal scanning circuit" clause.

Over two years later, on August 22, 2005, the Amendment of May 12, 2003, was deemed to be "non-responsive".

The Earlier Mistaken Revision to the
Horizontal Scanning Circuit Clause
Did Not Constitute an Election

The mistake which arose in the earlier Amendment dated September 27, 2002, with respect to the "horizontal scanning circuit" clause was merely corrected in the Amendment dated May 12, 2003, so that it was again clear that the horizontal scanning circuit acts on the output of the previous clause in the claim, namely, "the sequencing circuit for changing an initial sequencing order of the digital video data".

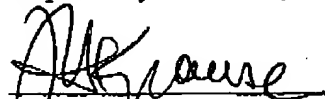
Accordingly, the mistaken revision of the "horizontal scanning circuit" clause formed a minor part of the claims, and did not constitute an Election. Moreover, the correction of that mistaken revision, essentially to the form originally recited for that clause, does not necessitate a changed searching requirement.

CONCLUSION

Applicants respectfully request the examination on the merits of the claims as they have been presented in this application since May 12, 2003.

Applicants' undersigned attorney may be reached in our New York Office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,



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